

PH 2949

J# 0497865 NR



FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
1300 MARCINSKI ROAD
JUPITER, FL 33477

18mm 507F

REPORT NUMBER
ARR006088

ARREST REPORT

Report Date / Time 04/29/2018 06:04 PM	Agency Case/Offense Number FWSA18OFF003636	CCA Number	Original Booking Case Number	CCETS Number	Offender Based Transaction System	Jail Booking Number	Other Number FWLR18CAD005903
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LOCATION OF OCCURRENCE

County PALM BEACH	Address E PALMETTO PARK RD FWC, BOCA RATON, FL 33432
Range of Occurrence Date/Time 04/29/2018 05:25 PM to 04/29/2018 05:25 PM	Latitude N 26 21.0006
	Longitude W 80 4.5834

PERSON: SUSPECT

First Name TYLER	Middle Name A	Last Name MOLL	Suffix	Date of Birth 06/05/1994	Age 23	Race W	Sex M	Height 509	Weight 155	Hair Brown	Eyes Brown
Master Name Index Number	Place of Birth Coral Springs, FL	Nation US	SSN	Driver's License or Other ID M400801942050	State FL	Class or Type					
Address 2511 NE 43RD ST	City LIGHTHOUSE POINT	County PALM BEACH	State FL	Zip Code 33064	Phone						

CHARGES

Counts 1	Charge Number 327.35.1	Charge BUI - 1st violation	Charge Level	General Offense Code	<input type="checkbox"/> Hate Crime	<input type="checkbox"/> Domestic Violence	Bond Amount \$0.00
BU/OPERATING A VESSEL WITH NORMAL FACILITIES IMPAIRED							

Counts 1	Charge Number 327.3521	Charge Failure to submit to breath, urine, blood	Charge Level	General Offense Code	<input type="checkbox"/> Hate Crime	<input type="checkbox"/> Domestic Violence	Bond Amount \$0.00
FAILURE TO SUBMIT TO A BREATH, URINE, BLOOD TEST FOR BUI							

PROBABLE CAUSE

At approximately 5:25 pm, on 29 April 2018, I, Officer Michael Carroll, of the Florida Fish and Wildlife Conservation Commission (FWC), was conducting State water patrol in the area of Lake Boca, in Boca Raton, Florida. I observed a personal watercraft (PWC) with one male occupant on board the vessel, and three female occupants on board. I identified a white male wearing no lifejacket and both hands on the throttle of the vessel. I observed the vessel plowing through the slow speed zone right in front of Silver Palms Boat Ramp. I conducted a vessel stop on the PWC, bearing Florida registration number FL1340RG. I ordered the operator to pull up to my vessel due to the high traffic in the area. I observed the operator make several attempts to pull up to my vessel. I grabbed the PWC and tied the vessel to my patrol vessel.

I identified myself as a law enforcement officer. I asked the operator to retrieve the registration. The subject appeared confused when I gave him simple instructions, he just stared at me. I reminded the operator to retrieve the registration to the vessel. The operator did not attempt to find the registration and stated he did not have it.

While speaking to the operator at a conversational distance, I detected a strong odor of unknown alcoholic beverage, emitting from his persons. I identified the subject by valid Florida driver license number M400801942050, as Mr. Tyler Moll, of Lighthouse Point, Florida. Moll's eyes appeared to be watery, glassy, and bloodshot. I asked Moll where his life jacket was, to which he stated he gave it to the female passenger on board. I asked Moll for fire extinguisher, and a sound producing device, and he began taking his personal watercraft apart piece by piece and handing me the parts to his vessel. The subject braced himself against the vessel the entire time on board while attempting to retrieve the items I requested. Moll's attitude changed drastically when I asked him to remove the fire extinguisher from the latch. Moll's speech was slurred, low and raspy, thick tongued, and seemed confused, when he was trying to reason with me during the boating safety inspection. I asked Moll to provide me with the fire extinguisher and a sound producing device again. Moll did not comply with my lawful order and stared at me.

I asked Moll how much he had to drink that day. Moll responded with two beers. I asked Moll to conduct a series of tasks to ensure he was safe to operate the vessel. Moll agreed to Standardized Field Sobriety Tasks.

SFST'S
General Instructions:
 Moll was seated and stable onboard my patrol vessel. Moll stated he understood the general instructions.
Pre - Task Questions:
 Subject stated he did not have any physical defects or disabilities.
 Subject stated he did not have any defects with his eyes.
 Subject stated he was not sick or injured.
 Subject stated he was not under the care of a doctor or a dentist.
 Subject stated he was not any medications or drugs.

Horizontal Gaze Nystagmus:
 Subject showed Lack of Smooth Pursuit in left and right eye.
 Subject showed Distinct and Sustained Nystagmus at Maximum Deviation in left and right eye.
 Subject showed Onset of Nystagmus Prior to 45 Degrees in left and right eye.
 Subject did not show Vertical Nystagmus.

Finger to Nose:
Instruction Stage:
 Subject stated he understood the instructions.
Performance Stage:
 Subject did not close eyes as instructed.
 Subject did not tilt head as instructed.
 Subject opened his eyes during the task.
 Subject moved his head during task (1*+).
 First Left: Subject hesitated, searched, not fingertip, missed tip of the nose, did not bring hand down.
 First Right: Subject hesitated, searched, not fingertip, missed tip of the nose, did not bring hand down.
 Second Left: Subject hesitated, searched, not fingertip, missed top of the nose, did not bring hand down.
 Second Right: Subject hesitated, searched, not fingertip, missed tip of the nose, did not bring hand down.

2018 APR 30 AM 8:
PALM BEACH COUNTY
GUN CLUB BRANCH

D/S B. SHATARA #7623

APR 29 PM 10:35

ARREST REPORT

ARR006088

SCANNED

Page 1 of 2

MAY 01 2018

Transport - Boca Id Radford 771

Report Date / Time 04/29/2018 06:04 PM	Agency Case/Offense Number FWSA18OFF003636	OICA Number	Originating Agency Case Number	DBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number FWLR18CAD005903
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Third Right: Subject missed tip of nose. Subject's eyes were opened and head was tilted down, did not bring hand down.
 Third Left: Subject hesitated, searched, not fingertip, missed tip of nose, did not bring hand down.

Palm Pat:
 Instruction Stage: Subject stated he understood the instructions. Subject could not follow instructions when instructed to remain in the start position. Subject started at wrong time.
 Performance Stage: Subject rolled hands, double pat, chopped pat, rotated hands.
 Subject did not count as instructed.
 Subject did not increase speed.

Hand Coordination:
 Instruction Stage-
 Subject stated he understood the instructions.
 Subject was unable to follow instructions with proper positioning.
 Subject started at the wrong time.

Task 1 - Forward Steps:
 Improper Touch on all steps.
 Subject improperly counted.
 Subject performed improper touch on all steps.
Task 2 - Hand Clapping:
 Subject improperly counted, improperly touched, improperly returned.
Task 3 - Return Steps:
 Subject did not perform this task.
Task 4 - End Position:
 Subject improperly positioned hands.

Based on the vessel in motion, personal contact with the operator, Standardized Field Sobriety Tasks, and the totality of circumstances, I placed Moll under arrest for boating under the influence. I read Moll implied consent and he refused to submit to a lawful test of his breath. I read Moll Miranda Warnings and he refused to answer any questions.

Moll was booked into the Palm Beach County Jail under the following charges:
 F.S. 327.35(1)(a) - Operating a vessel with normal faculties impaired.
 F.S. 327.35215(1) - Refusal to submit to a lawful test of breath, urine, blood, pursuant to F.S. 327.352
 I issued Moll Uniform Boating Citations for the following violations:

No PFD worn on PWC.
 No registration on board the vessel.
 Slow Speed Zone.
 Over the Capacity of vessel plate.
 As of this writing, this concludes my involvement of the situation, thus far.

LEO BOND

Bond Amount \$	None	<input checked="" type="checkbox"/> ROR	<input type="checkbox"/> Cash	<input type="checkbox"/> Any	<input type="checkbox"/> Pre Trial if Qualify
	<input type="checkbox"/> Pro				<input type="checkbox"/>

COURT APPEARANCE INFORMATION

Court PALM BEACH COUNTY COURT AT GUN CLUB	Court Phone (561) 688-4640	Court Date & Time
Court Address 3228 GUN CLUB ROAD, WEST PALM BEACH, FL 33406		
Instructions		

ARREST INFORMATION

Arrest Date / Time 04/29/2018 05:35 PM	Residency Within state	Injured None	Extent of Injury N/A	Resist Arrest No
Prior Arrests Unknown	Arrest Jurisdiction Within state	Alcohol Yes	Drugs Unknown	

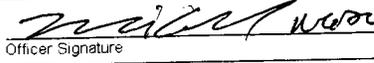
ARREST LOCATION

County PALM BEACH	Address E PALMETTO PARK RD FWC, BOCA RATON, FL 33432
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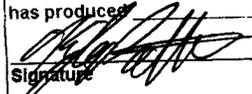
ARREST DELIVERED TO

Jail / Booking Facility PALM BEACH COUNTY CORRECTIONS	Location 673 FAIRGROUNDS ROAD, WEST PALM BEACH, FLORIDA 33411-3633	Phone (561) 688-4800
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ARRESTING OFFICER

Officer Call Number W8312	Officer Name CARROLL, MICHAEL J	Officer Signature 
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Subscribed and sworn to (or affirmed) before me this 29th day of APRIL A.D., 2018 by _____ who is personally known to me or has produced _____ as identification.

 2042 Notary Public ALEO CO Commission No: 2042 My Commission Expires: LEO

SCANNED
MAY 01 2018

Report Date / Time 4/30/2018 2:16:07 PM	Report Number ISR039540 (01)	Report Case/Cad Number FWSA18OFF003636 /F WLR18CAD005903	Reporting Officer Rank / ID OFFICER / WN676	Reporting Officer Name CARROLL, MICHAEL J
Originating Agency ORI FL0508000	Reported to Agency Date 4/29/2018 5:25:41 PM	Occur Date Range 04/29/2018 17:25:41 -	Jurisdiction State Waters	Status: Clearance:
Offense Description P				

Charge: ADMINISTRATIVE CODE

Counts 1	Charge 327.46(3)	Arrest Offense Code Description INFRACTION		
Charge Degree N/A	Charge Level INFRACTION COURT NOT REQUIRED		General Offense Code	
Charge Description VIOLATION OF FLORIDA ADMINISTRATIVE CODE PERTAINING TO BOATING RESTRICTED AREA FOR PALM BEACH COUNTY [68D-24.017]				
UCR Code / UCR Description				
Administrative Code - Description 68D-24.017(1)(p)2. - SILVER PALM PARK BOAT RAMP AND STATE ROAD 798 BRIDGE - IDLE SPEED NO WAKE VIOLATION				

Charge: STATE STATUTE

Counts 1	Charge 327.52(3)	Arrest Offense Code Description INFRACTION		
Charge Degree N/A	Charge Level INFRACTION COURT NOT REQUIRED		General Offense Code	
Charge Description OPERATE A VESSEL IN VIOLATION OF CAPACITY PLATE				
UCR Code / UCR Description				

Charge: STATE STATUTE

Counts 1	Charge 327.39(1)	Arrest Offense Code Description INFRACTION		
Charge Degree N/A	Charge Level INFRACTION COURT NOT REQUIRED		General Offense Code	
Charge Description NO PFD ON OPERATOR/PASSENGER OF A PWC				
UCR Code / UCR Description				

Charge: STATE STATUTE

Counts 1	Charge 327.35215(1)	Arrest Offense Code Description INFRACTION		
Charge Degree N/A	Charge Level INFRACTION COURT NOT REQUIRED		General Offense Code	

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Offense Description P				

Charge Description REFUSAL TO SUBMIT TO BLOOD/BREATH/URINE TO PURSUANT TO FS327.352
UCR Code / UCR Description

Vessel: USED IN CRIME

Evidence Exhibit Number:

Year 2016	Make YAMAHA MOTOR CORP USA	Type PERSONAL WATERCRAFT	Color MULTICOLO R	Hull Material FIBERGLASS
Vessel Name	State FL	Registration Number FL1340RG	Tag Expiration 05/30/2019	Vessel HIN YAMA2812K516
Owner Type OTHER	Vessel Value (\$)	Length 10	Fuel Type GAS	Propulsion Water Jet
Vessel Owner		Vessel Released To Person	Vessel Released By Officer	

Narrative: INITIAL

Narrative Date/Time 5/2/2018 7:34:59 PM	Narrative Synopsis		
Reporting Officer CARROLL, MICHAEL J	Officer Rank OFFICER	Officer ID No WN676	Officer Org/Unit FWSAISO RE
Officer Signature 	Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION		

- I. **WHAT:** Boating Under the Influence of Alcohol
- II. **WHEN:** Sunday, April 29th, 2018 approximately 5:25 pm
- III. **WHERE:** Lake Boca, Boca Raton, Palm Beach County, Florida
- IV. **WHO:** Tyler A Moll 6/5/1994 2511 NE 43rd St. Lighthouse Point FL
- V. **Other information Relating to BUI**
2016 Yamaha 10 Ft Personal Watercraft - FL1340RG - Todd Moll 5/30/65
- VI. **DETAILS OF DUI/BUI**
A. **Phase 1 - Initial Observation of vehicle/vessel in operation**

At approximately 5:25 pm, on 29 April 2018, I, Officer Michael Carroll, of the Florida Fish and Wildlife Conservation

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Offense Description P				

Commission (FWC), was conducting State water patrol in the area of Lake Boca, in Boca Raton, Florida. I observed a personal watercraft (PWC) with one male occupant on board the vessel, and three female occupants on board. I identified a white male wearing no lifejacket and both hands on the throttle of the vessel. I observed the vessel plowing through the slow speed zone right in front of Silver Palms Boat Ramp. I conducted a vessel stop on the PWC, bearing Florida registration number FL1340RG. I ordered the operator to pull up to my vessel due to the high traffic in the area. I observed the operator make several attempts to pull up to my vessel. I grabbed the PWC and tied the vessel to my patrol vessel

B. Phase 2 - Personal Contact with driver/operator of vehicle/vessel

I identified myself as a law enforcement officer. I asked the operator to retrieve the registration. The subject appeared confused when I gave him simple instructions, he just stared at me. I reminded the operator to retrieve the registration to the vessel. The operator did not attempt to find the registration and stated he did not have it. The operator argued with me about stopping him, and I explained to him multiple times I stopped him due to the fact that he was violating a slow speed zone and not wearing a lifejacket.

While speaking to the operator at a conversational distance, I detected a strong odor of unknown alcoholic beverage, emitting from his persons. I identified the subject by valid Florida driver license number M400801942050, as Mr. Tyler Moll, of Lighthouse Point, Florida. Moll's eyes appeared to be watery, glassy, and bloodshot. I asked Moll where his life jacket was, to which he stated he gave it to the female passenger on board. I asked Moll for fire extinguisher, and a sound producing device, and he began taking his personal watercraft apart piece by piece and handing me the parts to his vessel. The subject braced himself against the vessel the entire time on board while attempting to retrieve the items I requested. Moll's attitude changed drastically when I asked him to remove the fire extinguisher form the latch. Moll's speech was slurred, low and raspy, thick tongued, and seemed confused, when he was trying to reason with me during the boating safety inspection. I asked Moll to provide me with the fire extinguisher and a sound producing device again. Moll did not comply with my lawful order and stared at me.

I asked Moll how much he had to drink that day. Moll responded with two beers. I asked Moll to conduct a series of tasks to ensure he was safe to operate the vessel. Moll agreed to Standardized Field Sobriety Tasks.

C. Phase 3- Pre-arrest screening and Observations of Driver/Operator

SFST'S

General Instructions:

Moll was seated and stable onboard my patrol vessel. Moll stated he understood the general instructions.

Pre - Task Questions:

Subject stated he did not have any physical defects or disabilities.

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Offense Description P				

Subject stated he did not have any defects with his eyes.

Subject stated he was not sick or injured.

Subject stated he was not under the care of a doctor or a dentist.

Subject stated he was not any medications or drugs.

Horizontal Gaze Nystagmus:

Subject showed Lack of Smooth Pursuit in left and light eye.

Subject showed Distinct and Sustained Nystagmus at Maximum Deviation in left and right eye.

Subject showed Onset of Nystagmus Prior to 45 Degrees in left and right eye.

Subject did not show Vertical Nystagmus.

Finger to Nose:

Instruction Stage:

Subject stated he understood the instructions.

Performance Stage:

Subject did not close eyes as instructed.

Subject did not tilt head as instructed.

Subject opened his eyes during the task.

Subject moved his head during task (1"+).

First Left: Subject hesitated, searched, not fingertip, missed tip of the nose, did not bring hand down.

First Right: Subject hesitated, searched, not fingertip, missed tip of the nose, did not bring hand down.

Second Left: Subject hesitated, searched, not fingertip, missed top of the nose, did not bring hand down.

Second Right: Subject hesitated, searched, not fingertip, missed tip of the nose, did not bring hand down.

Third Right: Subject missed tip of nose. Subject's eyes were opened and head was tilted down, did not bring hand down.

Third Left: Subject hesitated, searched, not fingertip, missed tip of nose, did not bring hand down.

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Originating Agency ORI FL0508000	Reported to Agency Date 4/29/2018 5:25:41 PM	Occur Date Range 04/29/2018 17:25:41 -	Jurisdiction State Waters	Status: Clearance:
Offense Description P				

Palm Pat:

Instruction Stage: Subject stated he understood the instructions. Subject could not follow instructions when instructed to remain in the start position. Subject started at wrong time.

Performance Stage: Subject rolled hands, double pat, chopped pat, rotated hands.

Subject did not count as instructed.

Subject did not increase speed.

Hand Coordination:

Instruction Stage-

Subject stated he understood the instructions.

Subject was unable to follow instructions with proper positioning.

Subject started at the wrong time.

Task 1 - Forward Steps:

Improper Touch on all steps.

Subject improperly counted.

Subject performed improper touch on all steps.

Task 2 - Hand Clapping:

Subject improperly counted, improperly touched, improperly returned,

Task 3 - Return Steps:

Subject did not perform this task.

Task 4 - End Position:

Subject improperly positioned hands.

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Originating Agency ORI FL0508000	Reported to Agency Date 4/29/2018 5:25:41 PM	Occur Date Range 04/29/2018 17:25:41 -	Jurisdiction State Waters	Status: Clearance:
Offense Description P				

D. Arrest of Driver/Operator

Based on the vessel in motion, personal contact with the operator, Standardized Field Sobriety Tasks, and the totality of circumstances, I placed Moll under arrest for boating under the influence. I read Moll implied consent and he refused to submit to a lawful test of his breath. I read Moll Miranda Warnings and he refused to answer any questions.

E. Disposition of Driver and vehicle/vessel

Moll was transported to the Palm Beach County Jail by Boca Police. Moll was booked into the Palm Beach County Jail under the following charges:

F.S. 327.35(1)(a) - Operating a vessel with normal faculties impaired.

F.S. 327.35215(1) - Refusal to submit to a lawful test of breath, urine, blood, pursuant to F.S. 327.352

I issued Moll Uniform Boating Citations for the following violations:

No PFD worn on PWC.

No registration on board the vessel.

Slow Speed Zone.

Over the Capacity of vessel plate.

The vessel was turned over to the registered owner, Mr. Todd Moll date of birth, 5/30/1965. The three female occupants on board were identified by name and date of birth; Tea Fowler 4/2/97, Alexa Turano 6/9/98, and Sarah Stone 7/13/95. The three occupants were released at the Boca Police Command Post at Silver Palms Boat Ramp.

As of this writing, this concludes my involvement of the situation, thus far.

Sup #	Officer Name	Officer Rank	Involvement On Report	Reporting Role	ID #	Org/Unit	Officer Agency
01	CARROLL, MICHAEL J	OFFICER		REPORTING OFFICER	WN676	FWSAISO REGION AIMARTIN	FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION

Report Date / Time 4/30/2018 2:16:07 PM	Report Number ISR039540 (01)	Report Case/Cad Number FWSA18OFF003636 /F WLR18CAD005903	Reporting Officer Rank / ID OFFICER / WN676	Reporting Officer Name CARROLL, MICHAEL J
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Offense Description P				

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named Defendant, committed violation(s), of law, on the below date(s) and time(s), as listed in the narratives associated with this report:

Officer: Reporting Officer (Supplement01)

Officer Name CARROLL, MICHAEL J	Office Rank OFFICER	Officer ID No WN676	Sworn and subscribed before me, the undersigned authority This the <u>2nd</u> day of <u>May</u> , <u>2018</u> DEPUTY OF THE COURT, NOTARY OR LAW ENFORCEMENT OFFICER
Officer Agency FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION	Officer Signature 		Ofc. L. Brevik, #N992  N992

NOT A CERTIFIED COPY



ARREST REPORT

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LOCATION OF OCCURRENCE

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Range of Occurrence Date/Time 04/29/2018 05:25 PM to 04/29/2018 05:25 PM	Latitude N 26 21.0006	Longitude W 80 4.5834

PERSON: SUSPECT

First Name TYLER	Middle Name A	Last Name MOLL	Suffix	Date of Birth 06/05/1994	Age 23	Race W	Sex M	Height 509	Weight	Hair	Eyes
Master Name Index Number	Place of Birth	Nation	SSN	Driver's License or Other ID M400801942050	State FL	Class or Type					
Address 2511 NE 43RD ST	City LIGHTHOUSE POINT	County PALM BEACH	State FL	Zip Code 33064	Phone						

CHARGES

Counts 1	Charge Number 327.35.1a	Charge	Charge Degree	Charge Level	General Offense Code	<input type="checkbox"/> Hate Crime	<input type="checkbox"/> Domestic Violence	Bond Amount \$0.00
BUI/OPERATING A VESSEL WITH NORMAL FACILITIES IMPAIRED								

Counts 1	Charge Number 327.3521.	Charge	Charge Degree	Charge Level	General Offense Code	<input type="checkbox"/> Hate Crime	<input type="checkbox"/> Domestic Violence	Bond Amount \$0.00
FAILURE TO SUBMIT TO A BREATH, URINE, BLOOD TEST FOR BUI								

PROBABLE CAUSE

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Horizontal Gaze Nystagmus:
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Finger to Nose:
Instruction Stage:
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**FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT**



FLORIDA BUI/DUI
IMPLIED CONSENT WARNING

DEFENDANT'S NAME: TYLER A. GOLL CASE NO.: FWA 18 OFF 3636

READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING

You are under arrest for operating a vessel or vehicle while under the influence of alcoholic beverages or chemical or controlled substance.

- I am now requesting that you submit to a lawful test of your **BREATH** for the purpose of determining its alcohol content. Will you submit to a **BREATH** test?
- I am now requesting that you submit to a lawful test of your **URINE** for the purpose of detecting the presence of chemical or controlled substances. Will you submit to a **URINE** test?
- I am now requesting that you submit to a lawful test of your **BLOOD** for the purpose of determining its alcohol content and the presence of chemical or controlled substances. Will you submit to a **BLOOD** test?

IF THE SUBJECT REFUSES TO SUBMIT TO TESTING, READ ONE OF THE FOLLOWING:

I am KYLE PATTERSON of the FWC
(Officer's Name) (Agency)

VESSEL

If you fail to submit to the test I have requested of you, it will result in a civil penalty of \$500.00. Additionally, if you refuse to submit to the test I have requested of you and have previously been fined for refusal to submit to a lawful test of your breath, urine, or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

Will you submit to the test? YES NO

VEHICLE

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privileges have been previously suspended for refusal to submit to a lawful test of your breath, urine, or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

Will you submit to the test? YES NO

4/29/18 1749 HRS X [Signature]
DATE TIME DEFENDANT'S SIGNATURE

KYLE PATTERSON [Signature] 1042
OFFICER'S NAME (PRINTED) OFFICER'S SIGNATURE



**STATE OF FLORIDA
FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT**



REFUSAL TO SUBMIT TO BREATH, URINE OR BLOOD TESTING

In the County Court of the 15^M Judicial
Circuit in and for Palm Beach County, Florida

STATE OF FLORIDA
(PLAINTIFF)

Uniform Boating Citation No.
V484154

V.

TYLER A MOLL
DEFENDANT

AFFIDAVIT

I, Michael Carroll, a law enforcement officer, who having been duly sworn, certify and state the following:

1. That on Sunday, April 29, 2018 at 5:35 AM PM probable

cause existed to arrest the above named Defendant for a violation of section 327.35, Florida Statutes, as set forth in the attached narrative which is incorporated by references as if set forth fully herein.

2. That on that date and that time:

The Defendant was under lawful arrest for an offense committed while the Defendant was operating a vessel while under the influence of alcoholic beverages, chemical substances, or controlled substances, and the Defendant was requested to submit to a breath test, urine test, or both a breath and a urine test; or

The Defendant had appeared for treatment at a hospital, clinic, or other medical facility, the administration of a breath or urine test was impractical or impossible, and the Defendant was requested to submit to a blood test.

3. The Defendant was advised of both the penalties for a failure to submit to the blood, breath or urine test and the procedure for requesting a hearing.

4. The Defendant refused to submit to the blood, breath, or urine test(s).

FURTHER AFFIANT SAYETH NOT.

[Signature] W696
Officer's Signature ID No

FWC
Law Enforcement Agency

1300 Marcinski Rd
Mailing Address

Jupiter FL 33477
City State Zip Code

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 2nd DAY
OF May, 2018
[Signature]
Notary Public or Attesting Officer

Personally known to me
 Produced _____
as Identification

Distribution:	
Original	File with the Clerk of the County Court – Attach a probable cause narrative and a copy of the Uniform Boating Citation
2 nd White	File with the Clerk of the County Court – (Disposition and Abstract of Court Record)
Blue	Mail to: FWC – Law Enforcement Records Section, 620 South Meridian Street, Tallahassee, FL 32399-1600
Yellow	Violator Copy
Pink	Retained by Officer/Agency

FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: FISH & WILDLIFE CC
Instrument Serial Number: 80-005248 Software: 8100.27
Date of Test: 04/29/2018

Date of Last Agency Inspection: 04/05/2018
Observation Period Began: 17:35
Subject's Name: TYLER A M400801942050

DOB: 06/05/1994 Sex: M

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:	Test	g/210L	Time
	Diagnostics Check	OK	17:57
	Air Blank	0.000	17:58
	Control Test	0.080	17:58
	Air Blank	0.000	17:58
	Subject Sample #1	REF*	17:59
	Air Blank	0.000	17:59
	Control Test	0.081	17:59
	Air Blank	0.000	18:00
	Diagnostics Check	OK	18:00

*Subject Test Refused

Cylinder Lot: 279870
Exp: 02/04/2019

State of Florida, County of PALM BEACH,

Personally appeared before me the undersigned authority, who () is personally known to me or () produced _____ as identification, and who after being placed under oath, states:

I KYLE L PATTERSON, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: [Signature] 1042 Date: 4/29/18
Signature

Sworn to (or affirmed) before me this 29th day of APRIL, 2018

[Signature] 10476 Off. Michael Carroll 10671
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.



**FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION
DIVISION OF LAW ENFORCEMENT
OPERATOR APPRAISAL & INTERVIEW**



DEFENDANT'S NAME: TYLER MOLL CASE NO. FWSA18OFF 3030

1. You have the right to remain silent.
2. Anything you say can and will be used against you in a court of law.
3. You have the right to talk to a lawyer and have him present with you while you are being questioned.
4. If you cannot afford to hire a lawyer, one will be appointed to represent you before any questioning, if you wish.
5. If you consent to answer questions now, without a lawyer present, you will still have the right to stop answering at anytime.

1. Do you understand each of these rights? YES NO
 2. With these rights in mind, do you wish to talk to us now? YES NO
- Defendant's Signature: [Signature]

Were you operating a vehicle/vessel? <u>REFUSED</u>		Where were you going?
Was the vehicle/vessel in good condition? If No, <u>→</u>		What is wrong with it?
What road/waterway were you on?		Where were you coming from?
What time did you leave there?		Without looking at a watch or clock, what time is it now? Actual Time:
What is today's date? Actual Date:		What day of the week is it? Actual Day:
When did you last eat?	What did you eat?	Where did you last eat?
What have you been drinking?	How much have you been drinking?	Where have you been drinking?
Who were you drinking with and were they drinking?		What time did you start drinking?
What time did you stop drinking?	Do you feel the effects of alcohol (or drugs)?	Do you feel that you are impaired?
Were you involved in an accident today?	When did you last sleep?	How much sleep did you get?
Are you currently under the care of a doctor or dentist? For what?		
Have you used any type of drugs recently, prescription, non-prescription or otherwise?		
If so, what kind of drug did you take? What was your last dose and when?		
Do you think you should have been operating a vehicle/vessel?		If yes, Why?

[Signature] 2042
Interviewing Officer's Signature

KYLE PATTERSON
Interviewing Officer's Name (Printed)